

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JAVIER NIETO

Defendant.

8:18CR267

ORDER

This matter is before the court on the defendant's Unopposed Motion to Continue [28]. Counsel is engaged in plea negotiations with the government and seeks additional time to resolve this matter short of trial. For good cause shown,

IT IS ORDERED that the defendant's Unopposed Motion to Continue [28] is granted as follows:

1. The jury trial, now set for June 4, 2019, is continued to **August 6, 2019**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and August 6, 2019**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

Dated this 30th day of May 2019.

BY THE COURT:

s/Susan M. Bazis
United States Magistrate Judge